## IN THE SUPREME COURT OF THE STATE OF HAWAI'I

JOHN EDDIE HORNER,
Petitioner-Plaintiff-Appellant/Cross-Appellee

WS.

JULIE-ANN MEHANA AIO HORNER, Respondent-Defendant-Appellee/Cross-Appellant

CERTIORARI TO THE INTERMEDIATE COURT OF APPEALS (FC-D NO. 99-3969)

ORDER DENYING APPLICATION FOR WRIT OF CERTIORARI (By: Duffy, J. for the court<sup>1</sup>)

Petitioner-Plaintiff-Appellant/Cross-Appellee's application for writ of certiorari filed on April 26, 2004, is hereby denied.

DATED: Honolulu, Hawai'i, May 5, 2004.

FOR THE COURT:

Associate Justice

Robert M. Harris for petitioner-plaintiffappellant/cross-appellee on the writ

 $<sup>^{1}</sup>$  Considered by: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.